

BEST AVAILABLE COPY**MORRISON & FOERSTER LLP**

Attorneys at Law
425 Market Street
San Francisco, California 94105-2482
Telephone: (415) 268-7000
Facsimile: (415) 268-7522

FAX RECEIVED

JAN 31 2003

TECHNOLOGY CENTER 2800

To: U. S. Patent and Trademark Office
Group Art Unit 2857

Facsimile: (703) 872-9318
Phone: (703) 872-9317

From: Peter J. Yim**Date:** January 31, 2003We are transmitting a total of **3** pages (including this page).**If you do not receive all pages, please call (415) 268-6373 as soon as possible.**

Preparer of this slip has confirmed that facsimile number given is correct: 2451/JLH

This facsimile contains confidential information which may also be privileged. Unless you are the addressee (or authorized to receive for the addressee), you may not copy, use, or distribute it. If you have received it in error, please advise Morrison & Foerster LLP immediately by telephone or facsimile and return it promptly by mail.

Comments:**DOCKET NO.: 509982003300****SERIAL NO.: 10/066,555****INVENTOR(S): Joerg BISCHOFF, et al.****FILING DATE: January 31, 2002****TITLE: OVERLAY MEASUREMENTS USING PERIODIC GRATINGS****Papers attached:**

1. Transmittal (1 Page)
2. Request to Rescind Previous Nonpublication Request (1 Pages)
3. Facsimile Cover Sheet

BEST AVAILABLE COPY

Please type a plus sign (+) inside this box →

PTO/SB/21 (08-00)

Approved for use through 10/31/02. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

Total Number Of Pages In This Submission	2	Attorney Docket No.	50882003300
--	---	---------------------	-------------

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declarations	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <ol style="list-style-type: none"> 1. Request to Rescind Previous Nonpublication Request (1 Page) 2. Facsimile Return Receipt Cover Sheet
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

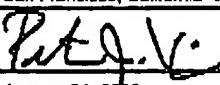
Remarks

FAX RECEIVED

JAN 31 2003

TECHNOLOGY CENTER 2800

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or Individual Name	Peter J. Yim (Reg. No. 44,417) Morrison & Foerster LLP 425 Market Street San Francisco, California 94105-2482
Signature	
Date	January 31, 2003

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on January 31, 2003.


Janet Hollrah

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

sf-1443030

Received from <415 2687522> at 1/31/03 6:39:09 PM [Eastern Standard Time]

BEST AVAILABLE COPY

PTO/SB/20 (08-00)

Approved for use through 10/31/2002. OMB 0851-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REQUEST TO RESCIND PREVIOUS
NONPUBLICATION REQUEST
35 U.S.C. 122(b)(2)(B)(ii)**

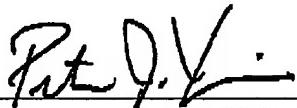
24v

Application Number	10/068,555
Filing Date	January 31, 2002
First Named Inventor	Joerg BISCHOFF
Title	OVERLAY MEASUREMENTS USING PERIODIC GRATINGS
Attorney Docket No.	509982003300
Group Art Unit	2857
Examiner	To Be Assigned

I hereby rescind the previous request that the above-identified application not be published under 35 U.S.C. 122(b).

January 31, 2003

Date



Signature

Peter J. Yim Attorney of Record (Reg. No. 44,417)

Type or printed name

FAX RECEIVED

JAN 31 2003

TECHNOLOGY CENTER 2800

This request must be signed in compliance with 37 CFR 1.33(b).

Burden Hours Statement: This collection of information is requested by 37 CFR 1.219(a). This information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.